

United States District Court

FILED  
U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
15-2 D 12-16

MANUEL REZENDEZ

DISTRICT OF MASSACHUSETTS

SUMMONS IN A CIVIL ACTION

v.

CASE NUMBER:

F/V LEGACY, Pyrite International,  
Inc. and Whaling City Seafood Display  
Auction

11/12/04

TO: (Name and Address of Defendant)

Whaling City Seafood Display Auction  
62 Hassey Street  
New Bedford, Ma 02740

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

DAVID B. KAPLAN, ESQUIRE  
KAPLAN BOND GROUP  
Boston Fish Pier, West Building, Suite 304  
Boston, MA 02210  
(617) 361-0800

an answer to the complaint which is herewith served upon you, within 20 days after service of  
this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken  
against you for the relief demanded in the complaint.

CLERK

DATE

1-13-04

BY DEPUTY CLERK



## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE	January 28, 2004
NAME OF SERVER (PRINT)	TITLE	
Thomas C. Hyslop	Process Server & Disinterested Person	

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: \_\_\_\_\_
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): by serving "in-HAND" upon Nelson Couto,  
Foreman, Whaling City SeaFood Display Auction, 62  
Hassey STREET, New Bedford, MA @ 2:45 PM

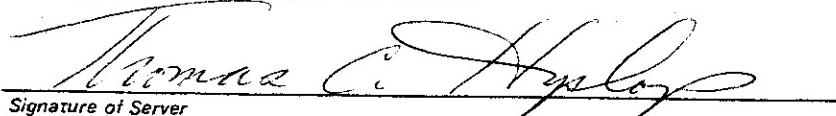
## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES \$ 45.00	TOTAL \$ 45.00

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on JANUARY 28, 2004  
Date

  
Signature of Server

92 STATE STREET, BOSTON, MA 02109  
Address of Server

<sup>1</sup>) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.